IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE EIGHTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

And
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 17931 of 2001

Between:

M/s. Sunita Industries Rep.by Mrs.Sunita,W/o.Ganeshlal Agarwal R/o.Adilabad.

..... PETITIONER

AND

1 State of A.P Rep.by its Principal Secretary
Dept of Industries Secretariat
Hyderabad.
2 The Commissioner of Industries Govt.of A.P
Hyderabad.
3 The Commercial Tax Officer
Adilabad Circle Adilabad.
4 The General Manager
Dist Industries Centre Adilabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue writ, order or direction more particularly one in the nature of Writ of Certiorari by calling for the records relating to and connected with proceedings No.30/3/8/0772/0772-FD, dated 19-4-2000 and quash the same by holding it without jurisdiction, illegal, arbitrary and unconstitutional and violative of Article 14 and 21 of Constitution of India, and declare that the petitioner is entitled for exemption of fixed capital investment made up to 31-12-1992 and consequently direct the respondent

to issue a final eligibility certificate for a sum of Rs.12,80,034-42 direct the respondent to issue a final eligibility certificate for a sum of Rs.12,80,034-42 and grant exemption of Sales Tax on the said amount.

Counsel for the Petitioner: MR.PRATAP NARAYAN SANGHI

Counsel for the Respondents: SPL GP FOR TAXES

The Court, at the stage of admission, made the following:

Oral Order: (Per: The Hon'ble Mr. Justice Bilal Nazki)

Ms. Megha Rani Agarwal, Advocate representing Mr. Pratap Narayan Sanghi, learned counsel for the petitioner, submits that the relief sought herein will no longer survive in view of the subsequent developments. Recording the same, the writ petition is dismissed as 'infructuous'. No costs.

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BILAL NAZKI, J

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S. ANANDA REDDY, J

Dt. 08-11-2004

Pvks/*

To

1 The Principal Secretary, State of A.P.,
Department of Industries, Secretariat
Hyderabad.
2 The Commissioner of Industries Government of A.P
Hyderabad.
3 The Commercial Tax Officer
Adilabad Circle Adilabad.
4 The General Manager
Dist Industries Centre Adilabad.

5.2CCs to the Special Government Pleader for Taxes, A.P. High Court Buildings, Hyderabad (OUT).

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